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June 22, 2011

**VIA E-FILING** 

Cynthia T. Brown
Chief of the Section of Administration, Office of Proceedings
Surface Transportation Board
395 E Street, SW
Washington, DC 20423-0001

Office of Proceedings

JUN 2 2 2011

Part of Public Record

RE: Stewartstown Railroad Company - Adverse Abandonment - In York County, PA, STB Docket No. AB-1071

## **EXPEDITED CONSIDERATION REQUESTED**

Dear Ms. Brown:

On June 7, 2011, The Estate of George M. Hart ("Estate") filed a status report on discovery and procedural matters as they relate to the above-referenced proceeding in light of the order of the Director of the Office of Proceeding served on June 6, 2011. That order granted Stewartstown Railroad Company ("SRC") until June 20 to respond to the Estate's discovery requests and granted the Estate a waiver from the provisions of 49 C.F.R. § 1152.20(b), so that the Estate would have until June 30 to file its abandonment application.

The Estate received responses to its discovery requests on June 21, 2011, some of which was tendered to the Estate late that day. In so doing, SRC expressed concern that its responses to four of the Estate's discovery requests involve disclosure of information SRC deems proprietary and/or commercially-sensitive. Accordingly, SRC has advised that it expects to file a request for a protective order to shield the information contained in certain of its answers from public disclosure. The Estate agreed to hold any responses SRC makes to those four requests in strict confidence pending SRC's request for, and Board action on, a protective order.

In order to afford the Estate an adequate opportunity to evaluate all of the responses to its discovery requests and to incorporate that information into its application,

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the Estate respectfully requests that the Board's waiver of the provisions of Section 1152.20(b) be extended for an additional 7 days, so that the Estate would be afforded until July 7 to file its abandonment application. Since the line is not in service, no shippers or other interested parties will be adversely affected by this waiver extension request. We are authorized to represent that SRC does not object to the extension request. Due to the quickly approaching deadline for the Estate to file its application, we request that a decision on this request be issued by June 27, 2011.

Respectfully Submitted

Keith G. O'Brien

ce: All parties of record James Gillotti